

approval. The SEC also filed corrected motions, with attached certificates of service, on August 15, 2016. [Filing Nos. 252 and 253]

2. On August 16, 2016, during a telephone status conference, the Court questioned whether the SEC's consent judgments should specify that the investors in Veros Farm Loan Holdings LLC ("VFLH") and FarmGrowCap LLC ("FarmGrowCap") retained their individual rights to file actions for damages arising out of the facts at issue in this case.

3. In response, counsel for the SEC committed to communicate this information to the VFLH and FarmGrowCap investors, either through the Receiver or in some other way.

4. That same day, on August 16, 2016, Doressia Hutton, counsel for the SEC responded to an email from William Harlow, a FarmGrowCap investor, complaining about certain terms of the SEC's proposed settlements with defendants Haab and Veros Partners, which he apparently had reviewed through the Receiver's website.

5. Mr. Harlow's email to the SEC's counsel also copied the members of the VIPR coalition, which is the group of investors in VFLH, FarmGrowCap and the other private placement investments sponsored by Veros Partners. Accordingly, the SEC's response copied and was sent to all of the same individuals. (*See* Copy of August 16, 2016 email attached hereto as Ex. A.)

6. Ms. Hutton's email addressed each of the questions raised by Mr. Harlow, and in addition stated that "The SEC's settlements with Matt Haab, Veros and Jeff Risinger do not prevent you or any other investor from pursuing legal action against the defendants." (*See* attached email at p. 1)

7. Ms. Hutton also stated that “if you or any other investors have any other objections to the SEC’s proposed settlements, please send them to us (or the Receiver) within the next two weeks so we can report them to the Court.” (*See* attached email at p.2)

8. The SEC has not received any other emails, calls or other communications regarding its proposed settlements with Risinger, Haab and Veros Partners.

9. The SEC also has been informed that, since August 16, 2016, in meetings with private placement investors, the Receiver has advised or reminded those investors of their ability to file personal claims against the defendants, if they desire to do so.

10. The Receiver has not advised the SEC of any (other) objections to the SEC’s proposed settlements.

11. Accordingly, the SEC has fulfilled its commitment to ensure that the VFLH and FarmGrowCap investors are informed of their rights to pursue claims against these defendants, and the SEC is not aware of any other objections to the proposed settlements.

Wherefore, Plaintiff U.S. Securities and Exchange Commission respectfully requests that that the Court consider this information in ruling on the SEC’s motions for the entry of final judgment.

Dated: September 14, 2016.

Respectfully submitted,

/s/Robert M. Moya

Robert M. Moya (MoyaR@sec.gov)

Doressia L. Hutton (HuttonD@sec.gov)

SECURITIES AND EXCHANGE COMMISSION

175 West Jackson Blvd., Suite 900

Chicago, IL 60604

(312) 353-7390

*Attorneys for Plaintiff, the United States Securities
and Exchange Commission*

CERTIFICATE OF SERVICE

I hereby certify that on September 14, 2016, I filed the foregoing Plaintiff's Notice Regarding Motions for Entry of Judgment via CM/ECF, which will notify all counsel of record.

/s/Robert M. Moya

Robert M. Moya

From: Hutton, Doressia L
To: "[Bill Harlow](#)"
Cc: bstutler@indy.rr.com; tbuckley@timbuckleyattorney.com; [Adam Decker](#); [Andre Guillaume](#); [Anne Turner](#); [Anthony Browne](#); [Carol Haab](#); [Art Schlegel](#); [VIPR Coalition](#); [Barry Griffin](#); [Bart Jackson](#); [Bob Christianson](#); [Bob Poole](#); [Boris Lin](#); [Brian Tretter](#); [Chad Kodiak](#); [Christy Coleman](#); [Chuck Coleman](#); [Dannon Hulskotter](#); [Darrell Webb](#); [Dave Moroknek](#); [David Bednarz](#); [David Hatchett](#); [David Schroer](#); [David Williams](#); [Doug Garrison](#); [Doug Miller](#); [Drew Allen](#); [Eric Armstrong](#); [Erik Streib](#); [Gene Cottingham](#); [George Napier](#); [Grant Cleveland](#); [Isaac Brewer](#); [James Hulskotter](#); [Jason Luchtefeld](#); [Jeanne White](#); [Jennifer Hine](#); [Jeremy Reinhardt](#); [Jim Fisher](#); [Jim Jardine](#); [Jody Friedman](#); [Joe Dotzlaf](#); [John Friedman](#); [John Krutz](#); [Jonah Beer](#); [Jose Cardenas](#); [Joseph Losco](#); [Judi Garrison](#); [Kelly Keenan](#); [Kevin Tretter](#); [Kim Prather](#); [Kurt Showalter](#); [Larry Kaelin](#); [Linda Caudill](#); [Loretta Showalter](#); [Lyle Browne](#); [Marie Caissie](#); [Martin Weaver](#); [Mary Huse](#); [Matt Allen](#); [Matt McCrady](#); [Melissa Garrard \(Sualiga Welvaart, LLC\)](#); [Mercedes Plant](#); [Michael Kluesner](#); [Mike Watkins](#); [Myron Schroer](#); [Nancy Poole](#); [Patrizia Cavazzoni](#); [Peter Reist-OfG](#); [Phil Roberts](#); [Renee Reiner](#); [Rick Kiel](#); [Samuel Judd](#); [Samuel Kegerreis](#); [Sheila Roberts](#); [Terry Davies](#); [Terry Neal](#); [Tim Hillstrom](#); [Tim Williams](#); [Todd Schumacher](#); [Tom Mason](#); [tony olej](#); [Tracy Miller](#); [Wendy James](#); [Wes Taylor](#); [Zachary Allmand](#); [Kyle Thompson](#); showalter.kurt@gmail.com; showalter.loretta@gmail.com; drewallen@taylorsbakery.com; "[Terry Neal](#)"; [Anita Haworth](#); [Anne Hensley Poindexter](#); adam.d@trueblaze.com; [Moye, Robert M.](#)
Subject: SEC response to Mr. Harlow's email
Date: Tuesday, August 16, 2016 4:47:00 PM

Dear Mr. Harlow,

In response to your questions, the SEC is not permitted to recover damages on behalf of investors – instead we can seek to recover a defendant's personal "ill-gotten gains" which is almost always much less than the amount obtained from investors. The SEC's settlements with Matt Haab, Veros, and Jeff Risinger do not prevent you or any other investor from pursuing legal action against the defendants.

In the SEC's proposed settlements, we obtained more money from each defendant than we believe we could obtain if we litigated through trial. We thoroughly investigated the defendants' assets, finances, and debts. We did not find significant assets or savings, or any hidden accounts. However, if the defendants lied to us and hid assets during our settlement negotiations, we have the ability to void the settlements and reopen the case in order to pursue a larger recovery.

With respect to Veros, the company has been out of business for months. As stated in the SEC's Motion, at present, it does not appear that Veros has the funds to make its settlement payment. However, the SEC and the Receiver will attempt to use the judgment to continue to recover funds which may be paid to Veros, or payable to Veros, in the future. That is what has been happening so far in the case, and the Receiver has had some real success. Any such collections of money paid to Veros could be distributed to investors, or used to benefit the investors by paying receivership expenses.

As to your comment regarding seeing nothing about "Haab being banished from the financial industry," please see footnote 1 in the Motion which states,

“Haab also has agreed to settle a separate SEC administrative proceeding, to be instituted in the near future, barring him from association with any broker, dealer, investment adviser, municipal securities dealer, municipal advisor, transfer agent or nationally-recognized statistical rating organization.” We already have that signed document, and the SEC will enter an order barring Haab from the securities industry after the District Court enters a judgment order.

Lastly, the SEC cannot pursue criminal charges against defendants. The United States Attorney for the Southern District of Indiana or the Indiana state criminal authorities would have to pursue criminal charges.

I hope this addresses your questions and comments. However, if you or any other investors have any other objections to the SEC’s proposed settlements, please send them to us (or the Receiver) within the next 2 weeks so we can report them to the Court.

Sincerely,

Doressia L. Hutton
U.S. Securities and Exchange Commission
Division of Enforcement
Chicago Regional Office
175 W. Jackson Blvd., Suite 900
Chicago, IL 60604

From: Bill Harlow [mailto:bharlow@ksmcpa.com]

Sent: Monday, August 15, 2016 2:45 PM

To: Hutton, Doressia L

Cc: bstutler@indy.rr.com; tbuckley@timbuckleyattorney.com; Adam Decker; Andre Guillaume; Anne Turner; Anthony Browne; Carol Haab; Art Schlegel; VIPR Coalition; Barry Griffin; Bart Jackson; Bob Christianson; Bob Poole; Boris Lin; Brian Tretter; Chad Kodiak; Christy Coleman; Chuck Coleman; Dannon Hulskotter; Darrell Webb; Dave Moroknek; David Bednarz; David Hatchett; David Schroer; David Williams; Doug Garrison; Doug Miller; Drew Allen; Eric Armstrong; Erik Streib; Gene Cottingham; George Napier; Grant Cleveland; Isaac Brewer; James Hulskotter; Jason Luchtefeld; Jeanne White; Jennifer Hine; Jeremy Reinhardt; Jim Fisher; Jim Jardine; Jody Friedman; Joe Dotzlaf; John Friedman; John Krutz; Jonah Beer; Jose Cardenas; Joseph Losco; Judi Garrison; Kelly Keenan; Kevin Tretter; Kim Prather; Kurt Showalter; Larry Kaelin; Linda Caudill; Loretta Showalter; Lyle Browne; Marie Caissie; Martin Weaver; Mary Huse; Matt Allen; Matt McCrady; Melissa Garrard (Sualiga Welvaart, LLC); Mercedes Plant; Michael Kluesner; Mike Watkins; Myron Schroer; Nancy Poole; Patrizia Cavazzoni; Peter Reist-OFG; Phil Roberts; Renee Reiner; Rick Kiel; Samuel Judd; Samuel Kegerreis; Sheila Roberts; Terry Davies; Terry Neal; Tim Hillstrom; Tim Williams; Todd Schumacher; Tom Mason; tony olej; Tracy Miller; Wendy James; Wes Taylor; Zachary Allmand; Kyle Thompson; showalter.kurt@gmail.com; showalter.loretta@gmail.com; drewallen@taylorbakery.com; 'Terry Neal'; Anita Haworth; Anne Hensley Poindexter; adam.d@trueblaze.com

Subject: RE: SEC response to Senefeld's motion

Ms. Hutton,

Having just quickly reviewed the latest court filings from the receiver's website:

<http://www.cgglawfirm.com/Receiverships/Court-Filings/>

- Are you telling me that after the 16 mth. nightmare Matt Haab has put Veros investors through, that when all is said and done, he only has to pay \$184K due to his "current financial condition"? Seriously ? Where are all of the "success fees" (if memory serves, the amounts totaled approx.. \$700,000 ?!) that he and Senefeld awarded themselves throughout this entire Ponzi scheme process ? **So he and Senefeld basically steal \$600,000-700,000 and has to repay only \$184,000 ?! Where is the justice in that ?!**
- Doc. # 253, page 2, #4 – "based on Haab's sworn representations about his financial condition". What in fact is his financial condition? Don't Veros investors have a legal right to know more specific details, considering he and Senefeld awarding themselves to "success fee" – in other words, INVESTORS' MONEY ?! Didn't the SEC attempt to local these monies ?!
- So Veros is liable for \$563,212 – who exactly will pay these penalties? And who will be paid?
- I see nothing re: Haab being banished from the financial industry ? If that's indeed the case, that is deeply troubling to me.

I am very disappointed that Matt Haab will not be serving prison time for his despicable actions. Totally unacceptable in my opinion.

Thank you for your time. Looking forward to your reply.

Bill Harlow

Director of Business Development

Katz, Sapper & Miller



Tel 317.580.2171
Cell 317.416.0426
Fax 317.805.2271
E-mail bharlow@ksmcpa.com

800 East 96th Street, Suite 500
Indianapolis, IN 46240
www.ksmcpa.com
[LinkedIn](#)

From: Carol Haab [<mailto:cahaab@gmail.com>]

Sent: Sunday, May 01, 2016 7:01 PM

To: VIPR Coalition <viprcoalition@gmail.com>

Cc: bstutler@indy.rr.com; tbuckley@timbuckleyattorney.com; Adam Decker <adam.d@trueblaze.com>; Andre Guillaume <aguillaume@acetechllc.com>; Anne Turner <317turner@comcast.net>; Anthony Browne <abrowne@3hcapital.com>; Art Schlegel <artedwin@aol.com>; Barry Griffin <barrygriffin@comcast.net>; Bart Jackson <bjackson@lee-associates.com>; Bill Harlow <bharlow@ksmcpa.com>; Bob Christianson <rlchristianson@att.net>;

Bob Poole <bobp0313@yahoo.com>; Boris Lin <borislin@mac.com>; Brian Tretter <btretter@seufertconstruction.com>; Chad Kodiak <cjkodiak@yahoo.com>; Christy Coleman <christyvpcoleman@gmail.com>; Chuck Coleman <Chuck.Coleman@karauctionservices.com>; Dannon Hulskotter <hulskotterd@vikings.nfl.net>; Darrell Webb <darrell.webb@knaufinsulation.com>; Dave Moroknek <dmoroknek@maingateinc.com>; David Bednarz <dpbednarz@gmail.com>; David Hatchett <david.hatchett@h2lawyers.com>; David Schroer <dschroer22@sbcglobal.net>; David Williams <ddwillia@hotmail.com>; Doug Garrison <doug.garrison@att.net>; Doug Miller <ddfarms@maplenet.net>; Drew Allen <DrewAllen@taylorbakery.com>; Eric Armstrong <earmstrong@acetechllc.com>; Erik Streib <estreib@iupui.edu>; Gene Cottingham <gcottingham@comcast.net>; George Napier <george.jr3391@att.net>; Grant Cleveland <grntcleveland@yahoo.com>; Isaac Brewer <isaac@brewercomfort.com>; James Hulskotter <Loann@mediacombb.net>; Jason Luchtefeld <jluchte@hotmail.com>; Jeanne White <cjmh.white@comcast.net>; Jennifer Hine <jenhine@yahoo.com>; Jeremy Reinhardt <Jlrhino@yahoo.com>; Jim Fisher <fisher@millerfisher.com>; Jim Jardine <jjim@jardineinsurance.com>; Jody Friedman <jmfriedman@hotmail.com>; Joe Dotzlaf <jedotz@hotmail.com>; John Friedman <jcfried@twc.com>; John Krutz <johnkrutz@sbcglobal.net>; Jonah Beer <jonah@frogsleap.com>; Jose Cardenas <cardenas_jose_l@elanco.com>; Joseph Losco <jlosco@bsu.edu>; Judi Garrison <judigarrison@gmail.com>; Kelly Keenan <redrider800@sbcglobal.net>; Kevin Tretter <Tretter.Kevin@gmail.com>; Kim Prather <kim.prather2010@gmail.com>; Kurt Showalter <showalter.kurt@gmail.com>; Larry Kaelin <larry.kaelin@inrd.com>; Linda Caudill <linda.caudill@me.com>; Loretta Showalter <showalter.loretta@gmail.com>; Lyle Browne <lyle@indy.rr.com>; Marie Caissie <lisettecaissie@hotmail.com>; Martin Weaver <marty@weavermgmt.com>; Mary Huse <mkhuse@gmail.com>; Matt Allen <MattAllen@taylorbakery.com>; Matt McCrady <mattmccrady@comcast.net>; Melissa Garrard (Sualiga Welvaart, LLC) <mgarrard@tds.net>; Mercedes Plant <mplant@irc-group.com>; Michael Kluesner <mn.kluesner@gmail.com>; Mike Watkins <mwatkins@mikesoldme.com>; Myron Schroer <mschroer1@aol.com>; Nancy Poole <nancyp1023@yahoo.com>; Patrizia Cavazzoni <pcavazzoni@gmail.com>; Peter Reist-OFG <prest@ofgltd.com>; Phil Roberts <philrob51@comcast.net>; Renee Reiner <reneereiner@yahoo.com>; Rick Kiel <blueberryrick@aol.com>; Samuel Judd <bearded@comcast.net>; Samuel Kegerreis <kegerreis@uindy.edu>; Sheila Roberts <sherob44@comcast.net>; Terry Davies <t.davies@elanco.com>; Terry Neal <terryneal777@msn.com>; Tim Hillstrom <lthillstrom@comcast.net>; Tim Williams <twillydds@aol.com>; Todd Schumacher <Todd@vicimediainc.com>; Tom Mason <masont@rose-hulman.edu>; tony olej <tonylorene94@yahoo.com>; Tracy Miller <tjmiller@maplenet.net>; Wendy James <wsjames@cox.net>; Wes Taylor <wtaylor@ermco.com>; Zachary Allmand <zallmand@gmail.com>

Subject: Re: SEC response to Senefeld's motion

Disclaimer

The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the contents of this information is strictly

prohibited and may be unlawful.

This email has been scanned for viruses and malware, and may have been automatically archived by **Mimecast Ltd**, an innovator in Software as a Service (SaaS) for business. Providing a **safer** and **more useful** place for your human generated data. Specializing in; Security, archiving and compliance. To find out more [Click Here](#).